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Attorney or Party Name, Address, Telephone & FAX Numbers, and California State Bar Number ALBERT, WEILAND & GOLDEN, LLP Jeffrey I. Golden, State Bar No. 133040 Lei Lei Wang Ekvall, State Bar No. 163047 650 Town Center Drive, Suite 950 Tel: (714) 966-1000 Costa Mesa, California 92626 Fax: (714) 966-1002	FOR COURT USE ONLY 01 JUL -2 PM 1:24 CLERK U.S. BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA BY <u>PA</u> DEPUTY
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA	CASE NO.: LA 01-15379 KM <u>172</u>
In re: SSCUS ACQUISITION CO., Debtor(s).	Chapter 7 Case

NOTICE OF SALE OF ESTATE PROPERTY

Sale Date: July 3, 2001	Time: 10:00 a.m.
Location: United States Bankruptcy Court, Courtroom 1468 255 East Temple Street, Los Angeles, California	

 Type of Sale: ☐ Public ☒ Private Last date to file objections: June 29, 2001 4:00 p.m.

Description of Property to be Sold: All computers, monitors, printers and other equipment
located at 180 North La Salle Street, Suite 1000, Chicago, Illinois; the Debtor's
stock in 13 of its subsidiaries; the Debtor's corporate name, goodwill, and interest
in any and all intellectual property rights and any non-compete agreements, including
website domain names and addresses, trademarks, trade names, logos, and related documents

Terms and Conditions of Sale:

Sale price is \$28,000.00, free and clear of liens and interests pursuant to
liens and interests pursuant to 11 U.S.C. sec. 363(f); sale is subject to court
approval and overbid

Proposed Sale Price: \$28,000.00

Overbid Procedure (If Any): Party must submit overbid to Trustee's attorneys at least 48 hours
prior to the hearing; opening bid must be 15% over sale price, with increments of \$1,000;
full amount of overbid in certified funds must be delivered to Trustee's attorneys at
time of notice of intent to overbid
 If property is to be sold free and clear of liens or other interests, list date, time and location of hearing:

Contact Person for Potential Bidders (include name, address, telephone, fax and/or e-mail address):

Lei Lei Wang Ekvall, Esq.
ALBERT, WEILAND & GOLDEN, LLP
650 Town Center Drive, Suite 950
Costa Mesa, California 92626
Telephone: (714) 966-1000 Fax: (714) 966-1002

Date: July 2, 2001

54 BP

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1 **ALBERT, WEILAND & GOLDEN, LLP**
Jeffrey I. Golden, State Bar No. 133040
2 Lei Lei Wang Ekvall, State Bar No. 163047
650 Town Center Drive, Suite 950
3 Costa Mesa, California 92626
Telephone: (714) 966-1000
4 Facsimile: (714) 966-1002

01 JUN 26 PM 3:47

CLERK U.S. BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA

BY _____
DEPUTY CLERK

5 Attorneys for Alberta Stahl, Chapter 7 Trustee

6
7
8 **UNITED STATES BANKRUPTCY COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10 **LOS ANGELES DIVISION**

11 In re

12 SSCUS ACQUISITION CO.,

16 Debtor.

) Case No. LA 01-15379 KM

) Chapter 7 Case

) **NOTICE OF HEARING ON CHAPTER 7**
) **TRUSTEE'S MOTION FOR ORDER**
) **AUTHORIZING THE SALE OF CERTAIN**
) **PERSONAL PROPERTY FREE AND**
) **CLEAR OF LIENS AND INTERESTS**
) **PURSUANT TO 11 U.S.C. § 363(f) WITH**
) **OVERBID PROCEDURE**

) **DATE: July 3, 2001**
) **TIME: 10:00 a.m.**
) **CTRM: 1468**

19
20 **TO ALL PARTIES IN INTEREST:**

21 **PLEASE TAKE NOTICE** that the Trustee's motion for an order limiting notice and
22 shortening time for service of notice of her motion for an order authorizing the sale of
23 certain personal property pursuant to 11 U.S.C. § 363(f) was granted on June 20, 2001
("the Order Shortening Time").

24 Pursuant to the Order Shortening Time, the Trustee's Motion for Order Authorizing
the Sale of Certain Personal Property Free and Clear of Liens and Interests Pursuant to
25 11 U.S.C. § 363(f) with Overbid Procedure ("the Sale Motion") will be heard on **July 3,**
26 **2001 at 10:00 a.m.** in Courtroom 1468 of the United States Bankruptcy Court located at
255 East Temple Street, Los Angeles, California. The Sale Motion seeks the Court's
27 approval of the sale of certain office furniture and partitions ("Office Furniture") to Prime
Group Realty Trust for \$17,000.00 and the sale of all computers and equipment, as well
28 as certain intangible assets, including the Debtor's stock interest in its 13 subsidiaries
("Equipment"), to Worldwide Sport & Social Club, LLC, for \$28,000.00. Specifically, the
terms of the sale are as follows:

1 **SALE TO PRIME GROUP REALTY TRUST ("Prime Group")**

2 The terms of the proposed sale to Prime Group are as follows:

3 (1) The purchase price for the Office Furniture is \$17,000.00. The Prime
4 Group shall pay a nonrefundable deposit in the sum of \$4,250.00. The \$12,750.00
5 balance shall be paid in cash or by cashier's check within 24 hours of notification to
6 Prime Group that a bankruptcy court order approving this sale has been entered;

7 (2) The sale is free and clear of liens and interests pursuant to 11 U.S.C.
8 § 363(f);

9 (3) The sale is subject to bankruptcy court approval;

10 (4) The sale is subject to overbid;

11 (5) The sale is "as is, where is," with no representations or warranties by the
12 Trustee, her agents, or her professionals;

13 (6) If the sale to Prime Group is not consummated because the Bankruptcy
14 Court does not approve the sale or because Prime Group's offer is overbid, the Trustee
15 shall refund Prime Group's \$4,250.00 deposit.

16 **SALE TO WORLDWIDE SPORT & SOCIAL CLUB, LLC ("WSS")**

17 The sale to Worldwide Sport & Social Club, LLC ("WSS") includes the property
18 listed below:

19 (1) All of the computers, monitors, printers, and other equipment located
20 on the Premises;

21 (2) The Debtor's stock interest in the following subsidiaries:

22 a) Charlotte Sport and Social Club, Inc.

23 b) Cincinnati Sport and Social Club, Inc.

24 c) Cleveland Sport and Social Club, Inc.

25 d) Columbus Sport and Social Club, Inc.

26 e) Denver Sport and Social Club, Inc.

27 f) Houston Sport and Social Club, Inc.

28 g) Orlando Sport and Social Club, Inc.

 h) Philadelphia Sport and Social Club, Inc.

 i) Seattle Sport and Social Club, Inc.

 j) Southern California Sport and Social Club, Inc.

 k) Tampa Bay Sport and Social Club, Inc.

1 l) Twin Cities Sport and Social Club, Inc.

2 m) Washington Sport and Social Club, Inc.

3 (3) The Debtor's corporate name, goodwill, and interest in any and all
4 intellectual property rights and any non-compete agreements, including, without
5 limitation, internet website domain names and addresses, trademarks, trade
6 names, logos, and all accompanying workpapers and related documents.

7 The terms of the proposed sale to WSS are as follows:

8 (a) The purchase price for the Equipment is \$28,000.00. The Trustee
9 acknowledges receipt of a \$7,000.00 nonrefundable deposit. The \$21,000.00 balance
10 shall be paid in cash or by cashier's check within 24 hours of notification to WSS of the
11 entry of a bankruptcy court order approving this sale;

12 (b) The sale is free and clear of liens and interests pursuant to 11 U.S.C.
13 § 363(f);

14 (c) The sale is subject to Bankruptcy Court approval;

15 (d) The sale is subject to overbid;

16 (e) The Debtor's representatives have represented to the Trustee and her
17 counsel that each subsidiary owns their respective mailing lists of the members;

18 (f) The sale is "as is, where is," with no representations or warranties by the
19 Trustee, her agents, or her professionals;

20 (g) If the sale to WSS is not consummated because (i) the Bankruptcy Court
21 does not approve the sale, or (ii) WSS's offer is overbid, or (iii) the sale does not close by
22 July 7, 2001, the Trustee shall refund WSS its \$7,000.00 deposit.

23 OVERBID PROCEDURE

24 The Trustee proposes the following procedure to allow for overbids prior to the
25 Court's approval of each sale.

26 1. Overbids are subject to the review, discretion, and business judgment of
27 the Trustee.

28 2. Any party who is interested in submitting an overbid must provide written
notice of intent to overbid to the Trustee's attorneys at least 48 hours prior to the hearing
on this Motion.

3 The opening overbid must be at least 15% over the sale price proposed in
this Motion; subsequent overbids must be in minimum increments of \$1,000.00.

4 In order to overbid, certified funds in the amount of \$19,550.00 for the
Office Furniture and \$32,200.00 for the Equipment must be provided to the Trustee's
attorneys along with the written notice of intent to overbid.

5 The successful overbidder must provide the Trustee's attorneys with
certified funds in the amount of the balance of the successful overbid within 24 hours
after the conclusion of the overbid process.

1 6. In the event the successful overbidder is unable to close the sale within 24
2 hours, the Trustee is authorized to sell the Property to the next highest overbidder
without further order of this Court.

3 A complete copy of the Sale Motion was served on June 18, 2001.

4 **PLEASE TAKE FURTHER NOTICE** that in accordance with the Order Shortening
5 Time, **any opposition to the Sale Motion must be filed with the Bankruptcy Court,**
6 **with a file-stamped courtesy copy delivered to chambers and a copy served by**
hand delivery or facsimile on the attorneys for the Trustee by no later than
June 29, 2001 at 4:00 p.m.

7 **PLEASE TAKE FURTHER NOTICE** that "[p]apers not timely filed and served may
8 be deemed by the court to be consent to the granting or denial of the motion, as the case
may be." Local Bankruptcy Rule 9013-1(a)(11).

9 DATED: June 20, 2001

ALBERT, WEILAND & GOLDEN, LLP

By: 

LEI LEI WANG EKVALL

Attorneys for Alberta Stahl, Chapter 7
Trustee

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF ORANGE

3 I am employed in the County of Orange, State of California. I am over the
4 age of 18 and not a party to the within action; my business address is 650 Town Center
Drive, Suite 950, Costa Mesa, California 92626.

5 On June 20, 2001, I served copies of the foregoing documents described
6 as **NOTICE OF HEARING ON CHAPTER 7 TRUSTEE'S MOTION FOR ORDER**
7 **AUTHORIZING THE SALE OF CERTAIN PERSONAL PROPERTY FREE AND CLEAR**
8 **OF LIENS AND INTERESTS PURSUANT TO 11 U.S.C. § 363(f) WITH OVERBID**
PROCEDURE on the interested parties in this action by placing a true copy thereof
enclosed in sealed envelopes addressed as follows:

9 **SEE ATTACHED SERVICE LIST**

10
11 — (BY MAIL) I caused such envelopes with postage thereon fully prepaid to
be placed in the United States mail at Costa Mesa, California, as indicated on the
12 attached list.

13 — (BY PERSONAL DELIVERY) I caused such envelopes to be delivered by
personal delivery, as indicated on attached list.

14 — (VIA TELECOPY) I caused the above-mentioned document(s) to be
15 telecopied to the parties named on the attached list, as indicated.

16 **XX** (BY OVERNIGHT MAIL) I caused such envelopes to be delivered by
overnight mail to the parties indicated on the attached list.

17 Executed on **June 20, 2001** in Costa Mesa, California.

18 _ (STATE) I declare under penalty of perjury under the laws of the State of California
19 that the above is true and correct.

20 **XX** (FEDERAL) I declare that I am employed in the office of a member of the bar of
this court at whose direction the service was made.

21
22 **FRANCINE HERRINGTON**

23 
Signature

SERVICE LIST

SSCUS Acquisition, Co.
dba Sports & Social Club of U.s.
4086 Del Rey Avenue
Marina Del Rey, CA 90292
[Debtor]

David S. Kupetz, Esq.
Joon Kim, Esq.
Sulmeyer, Kupetz Baumann & Rothmann
300 S. Grand Ave., 14th Floor
Los Angeles, CA 90071-3124
[Debtor's Counsel]

REQUEST FOR SPECIAL NOTICE:

Androniki D. Alahouzos
Law Department, #52/923.2
Marriott International, Inc.
Marriott Drive
Washington, D.C. 20058

Marshall Goldberg, Esq.
Law Offices of Glass & Goldberg
21700 Oxnard Street, Suite 430
Woodland Hills, CA 91367-3665
Attorneys for GE Capital Corp.

In re SSCUS ACQUISITION, CO.
Case No. LA 01-15379 KM
20 Largest Creditors

Michael J. Stroker
2040 W. Warner Ave., #104
Chicago, IL 60618

Altschuler, Melvoin and Glasser
30 S. Wacker Dr., Ste. 2600
Chicago, IL 60606

American Exp. Bus Tax Services
30 S. Wacker Dr., Ste. 2600
Chicago, IL 60606

Atlanta Sport and Social
Club, Inc.
254 E. Paces Ferry Rd., Ste. 207
Atlanta, GA 30305
MAIL RETURNED

Chicago Sport and Social
Club, Inc.
1963 N. Sheffield #1
Chicago, IL 60614

Cincinnati Sport and Social
Club, Inc.
3449 Michigan Ave.
Cincinnati, OH 45208
MAIL RETURNED

Cleveland Sport and Social
Club, Inc.
1322 Old River Rd.
Cleveland, OH 44113
MAIL RETURNED

Dallas Sport and Social
Club, Inc.
6434 E. Mockingbird, Ste. 201
Dallas, TX 75214
MAIL RETURNED

Detroit Sport and Social
Club, Inc.
3204 Main St.
Royal Oak, MI 48073
MAIL RETURNED

Golden Gate Sport and Social
Club, Inc.
1766 Union
San Francisco, CA 94123
MAIL RETURNED

Hotel Allegro
171 W. Randolph St.
Chicago, IL 60601

Interaccess Co.
Dept. 77 6822
Chicago, IL 60678

Marriott
540 N. Michigan Avenue
Chicago, IL 60611

Midwest Printin Soutions Corp.
1405 Timber Drive
Elgin, IL 60123

Orum & Roth
53 West Jackson
Chicago, IL 60604

Prime Group Realty
180 N. LaSalle Dept. 6053
Chicago, IL 60601

Shamrock/Sedco
1281 East Brummel Ave.
Elk Grove, IL 60007

Sport and Social Club Travel
4086 Del Rey Ave.
Marina Del Rey, CA 90292

StreetZebra, Inc.
4086 Del Rey Avenue
Marina Del Rey, CA 90292

United Parcel Service
P.O. Box 505820
The Lakes, NV 88905

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF ORANGE

3 I am employed in the County of Orange, State of California. I am over the
4 age of 18 and not a party to the within action; my business address is 650 Town Center
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20 **XX** (FEDERAL) I declare that I am employed in the office of a member of the bar of
this court at whose direction the service was made.

21
22 **FRANCINE HERRINGTON**

23 
Signature

Office of the U.S. Trustee

221 North Figueroa St., Ste. 800
Los Angeles, CA 90012

Alberta P. Stahl, Esq.
221 N. Figueroa, Suite 1200
Los Angeles, CA 90012
[Chapter 7 Trustee]

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Michele Jenkins
Prime Group Realty Trust
77 West Wacker Drive, Suite 3900
Chicago, IL 60601

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c/o Bruce E. Bell, Esq.
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2217 Ivan St., #1121
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